
HOUSE BILL 2223

State of Washington

59th Legislature

2005 Regular Session

By Representative O'Brien

Read first time 02/24/2005. Referred to Committee on Criminal Justice & Corrections.

1 AN ACT Relating to fees charged to law enforcement agencies for
2 certified copies of records concerning sex offenders; and amending RCW
3 36.18.020.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 36.18.020 and 2000 c 9 s 1 are each amended to read as
6 follows:

7 (1) Revenue collected under this section is subject to division
8 with the state public safety and education account under RCW 36.18.025
9 and with the county or regional law library fund under RCW 27.24.070.

10 (2) Clerks of superior courts shall collect the following fees for
11 their official services:

12 (a) The party filing the first or initial paper in any civil
13 action, including, but not limited to an action for restitution,
14 adoption, or change of name, shall pay, at the time the paper is filed,
15 a fee of one hundred ten dollars except, in an unlawful detainer action
16 under chapter 59.18 or 59.20 RCW for which the plaintiff shall pay a
17 case initiating filing fee of thirty dollars, or in proceedings filed
18 under RCW 28A.225.030 alleging a violation of the compulsory attendance
19 laws where the petitioner shall not pay a filing fee. The thirty

1 dollar filing fee under this subsection for an unlawful detainer action
2 shall not include an order to show cause or any other order or judgment
3 except a default order or default judgment in an unlawful detainer
4 action.

5 (b) Any party, except a defendant in a criminal case, filing the
6 first or initial paper on an appeal from a court of limited
7 jurisdiction or any party on any civil appeal, shall pay, when the
8 paper is filed, a fee of one hundred ten dollars.

9 (c) For filing of a petition for judicial review as required under
10 RCW 34.05.514 a filing fee of one hundred ten dollars.

11 (d) For filing of a petition for unlawful harassment under RCW
12 10.14.040 a filing fee of forty-one dollars.

13 (e) For filing the notice of debt due for the compensation of a
14 crime victim under RCW 7.68.120(2)(a) a fee of one hundred ten dollars.

15 (f) In probate proceedings, the party instituting such proceedings,
16 shall pay at the time of filing the first paper therein, a fee of one
17 hundred ten dollars.

18 (g) For filing any petition to contest a will admitted to probate
19 or a petition to admit a will which has been rejected, or a petition
20 objecting to a written agreement or memorandum as provided in RCW
21 11.96A.220, there shall be paid a fee of one hundred ten dollars.

22 (h) Upon conviction or plea of guilty, upon failure to prosecute an
23 appeal from a court of limited jurisdiction as provided by law, or upon
24 affirmance of a conviction by a court of limited jurisdiction, a
25 defendant in a criminal case shall be liable for a fee of one hundred
26 ten dollars.

27 (i) With the exception of demands for jury hereafter made and
28 garnishments hereafter issued, civil actions and probate proceedings
29 filed prior to midnight, July 1, 1972, shall be completed and governed
30 by the fee schedule in effect as of January 1, 1972: PROVIDED, That no
31 fee shall be assessed if an order of dismissal on the clerk's record be
32 filed as provided by rule of the supreme court.

33 (3) No fee shall be collected when a petition for relinquishment of
34 parental rights is filed pursuant to RCW 26.33.080 or for forms and
35 instructional brochures provided under RCW 26.50.030.

36 (4) A public agency may not charge a fee to a law enforcement
37 agency, for preparation, copying, or mailing of certified copies of the
38 judgment and sentence, information, affidavit of probable cause, and/or

1 the notice of requirement to register, of a sex offender convicted in
2 a Washington court, when such records are necessary for risk
3 assessment, preparation of a case for failure to register, or
4 maintenance of a sex offender's registration file.

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